

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

FRED WILSON	:	CIVIL ACTION
	:	
v.	:	
	:	
DAVID VARANO, et al.	:	NO. 08-4304

**ORDER**

JOHN R. PADOVA, J.,

AND NOW, this

17<sup>th</sup>

day of

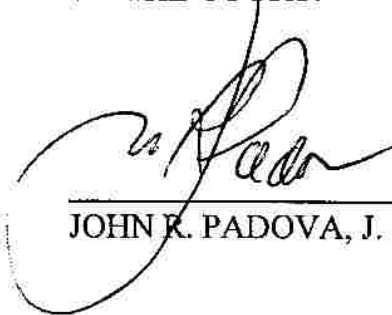
August

, 2009,

upon careful and independent consideration of the petition for writ of habeas corpus, and  
after review of the Report and Recommendation of United States Magistrate Judge  
Elizabeth T. Hey, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for a writ of habeas corpus is DISMISSED without  
prejudice.
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:

  
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JOHN R. PADOVA, J.